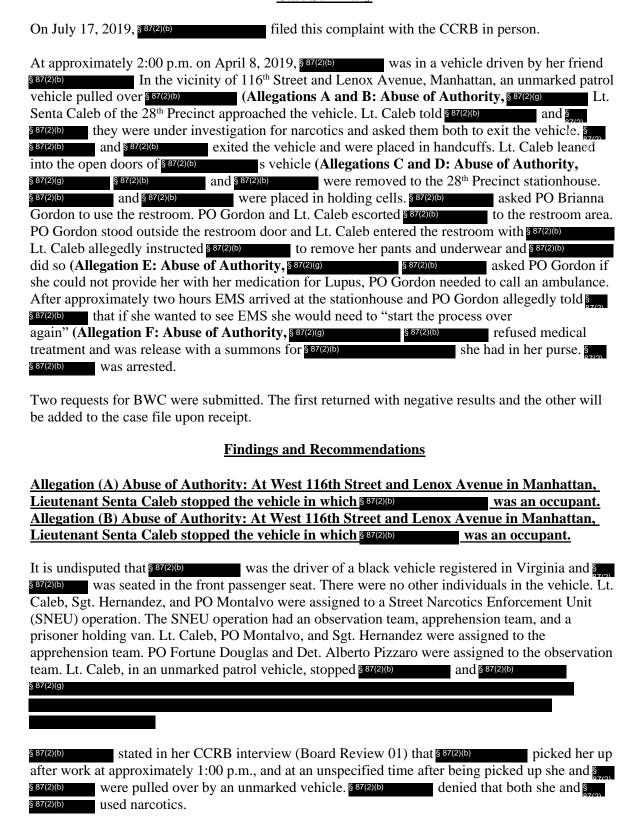
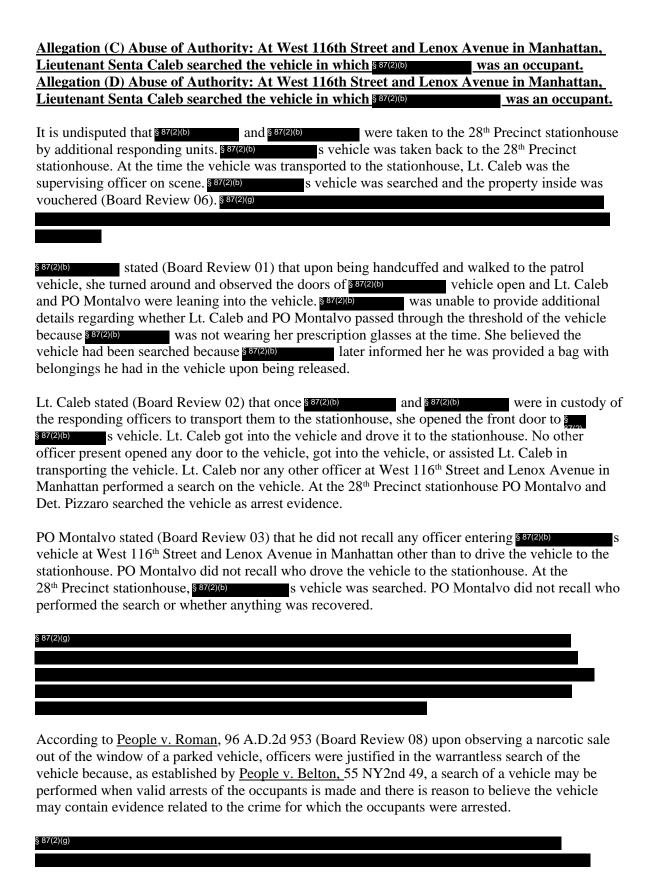
## CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:		Force		Discourt.	U.S.
Valentina Concha-Toro		Squad #15	201906279	Ø	Abuse		O.L.	☐ Injury
Incident Date(s)		Location of Incident:		F	Precinct:	18	Mo. SOL	EO SOL
Monday, 04/08/2019 2:00 PM		West 116th Street and 1 28th Precinct stationho			28	10	0/8/2020	5/25/2021
Date/Time CV Reported		CV Reported At:	How CV Reported	:	Date/Time	Rece	eived at CCI	RB
Wed, 07/17/2019 11:40 AM		CCRB	In-person		Wed, 07/1	7/201	9 11:40 AN	М
Complainant/Victim	Type	Home Addre	ess					
Subject Officer(s)	Shield	TaxID	Command					
1. POF Brianna Gordon	21674	959462	028 PCT					
2. LT Senta Caleb	00000	934563	028 PCT					
Witness Officer(s)	Shield N	o Tax No	Cmd Name					
1. POM Michael Montalvo	17893	960961	028 PCT					
2. DTS Alberto Pizarro	04954	934070	028 PCT					
3. SGT Jose Hernandez	04180	936756	INT CIS					
Officer(s)	Allegatio	on			Inve	stiga	tor Recon	nmendation
A.LT Senta Caleb	Abuse: At West 116th Street and Lenox Avenue in Manhattan, Lieutenant Senta Caleb stopped the vehicle in which §87(2)(b) was an occupant.							
B.LT Senta Caleb	Abuse: At West 116th Street and Lenox Avenue in  Manhattan, Lieutenant Senta Caleb stopped the vehicle in  which \$87(2)(b) was an occupant.							
C.LT Senta Caleb	Abuse: At West 116th Street and Lenox Avenue in Manhattan, Lieutenant Senta Caleb searched the vehicle in which §87(2)(b) was an occupant.							
D.LT Senta Caleb	Abuse: At West 116th Street and Lenox Avenue in Manhattan, Lieutenant Senta Caleb searched the vehicle in which \$87(2)(b) was an occupant.							
E.LT Senta Caleb	Abuse: At the 28th Precinct stationhouse in Manhattan, Lieutenant Senta Caleb strip-searched \$87(2)(b)							
F.POF Brianna Gordon	Abuse: At the 28th Precinct stationhouse in Manhattan, Police Officer Brianna Gordon did not obtain medical treatment for \$\frac{8}{37(2)(b)}\$							

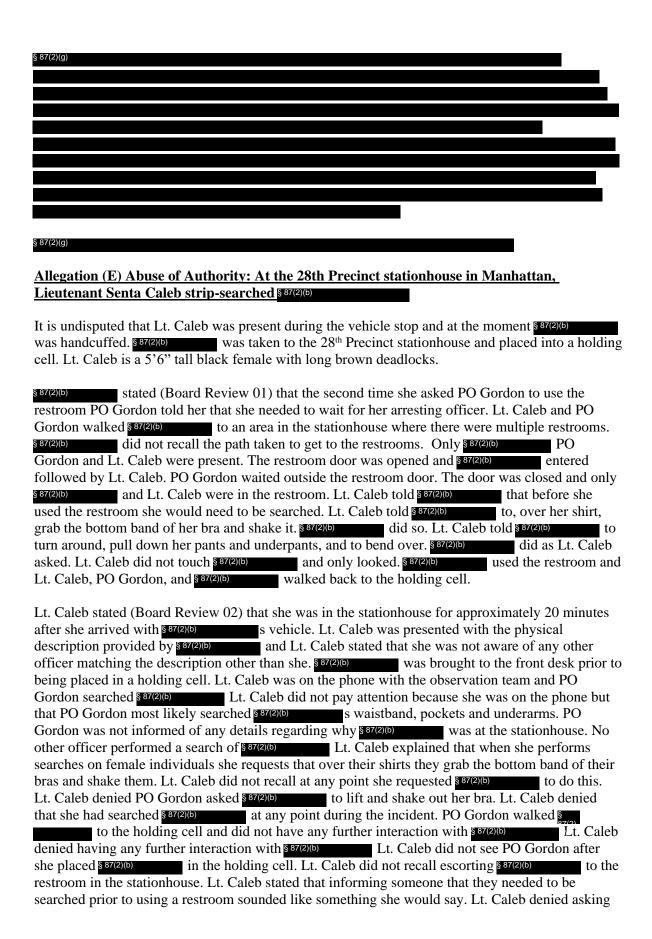
## **Case Summary**



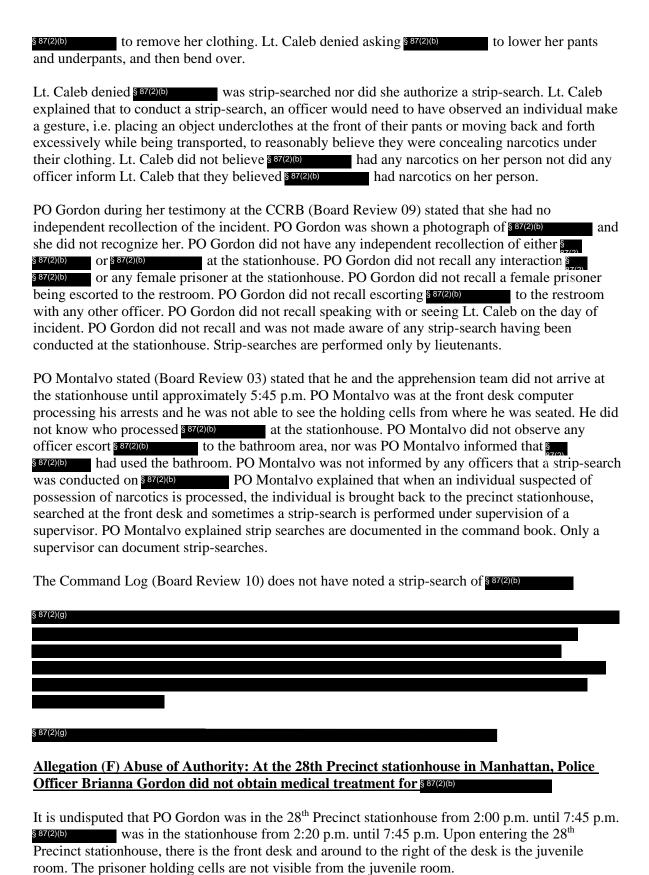
Lt. Caleb and PO Montalvo testified at the CCRB (Board Reviews 02 and 03) that the observation team informed the apprehension team that they had observed a vehicle matching the description of s vehicle. There was no information regarding any additional individuals in the vehicle other than the suspected seller. The observation team informed the apprehension team that a female individual approached the parked vehicle, a transaction was performed at the window of the vehicle, and then the female individual walked away. The observation team informed the apprehension team that the vehicle had left the location of the sale. PO Montlavo stated (Board Review 03) that the observation team had informed the apprehension team of the direction that §87(2)(b) s vehicle was traveling. Lt. Caleb stated (Board Review 02) that the observation team provided a description of the buyer and that the apprehension team apprehended a female individual fitting that description. Crackcocaine was recovered from the female individual and she was arrested. Lt. Caleb explained that during a SNEU operation, officers attempt to first apprehend the buyer then the seller. The observation team informed the apprehension team that the seller's vehicle had left the location. Based on the matching description provided by the observation team of the vehicle and the narcotics recovered from the buyer, Lt. Caleb stopped the vehicle to arrest any individuals inside for the association of narcotics sales. Arrest paperwork (Board Reviews 04 and 05) for \$37(2)(b) and the female buyer, §87(2)(b), both noted that Det. Pizzaro informed the apprehension team that he saw §87(2)(b) (b) and § 37(2)(b) engaged in a hand-to-hand transaction exchanging narcotics for US currency. The time of arrests note that \$87(2)(b) was arrested at 1:15 p.m. and \$87(2)(b) was arrested at 2:09 p.m. Property vouchers (Board Review 06) noted that § 37(2)(b) had been in possession of approximately 88 dollars in US currency and \$87(2)(b) had been in possession of a pipe and crack-cocaine. According to People v. Cruz, 7 A.D3d 335 (Board Review 07), a narcotics field team, upon being informed by another officer of a hand-to-hand transaction, and being provided the description of the vehicle involved in the sale and the direction of travel, was justified in stopping the vehicle because they had probable cause to arrest the individual in the vehicle for the sale of narcotics. § 87(2)(g)



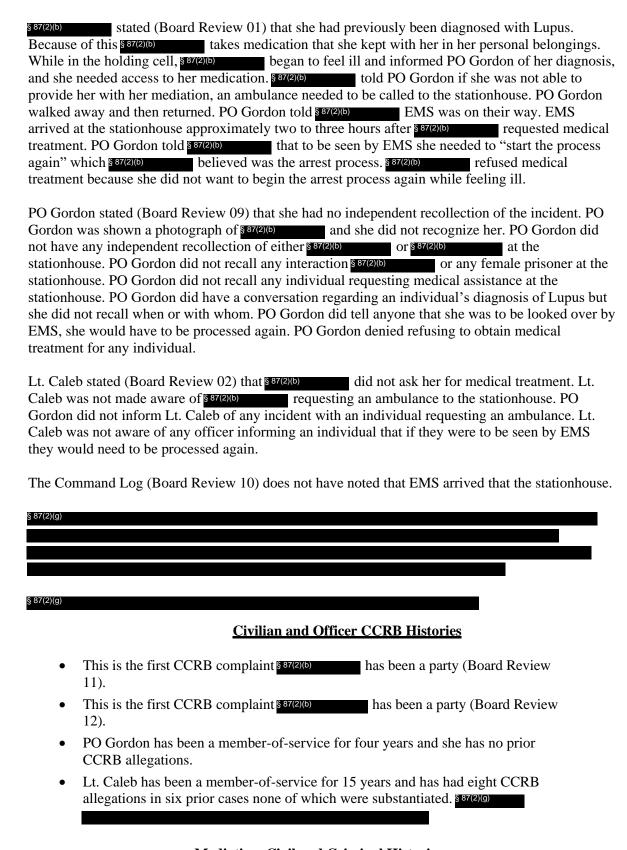
CCRB CTS – Confidential Page 4



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CCRB Case # 201906279



Mediation. Civil and Criminal Histories

<ul> <li>This case</li> </ul>	was not suitable for mediation		
[§ 87(2)(b)] [§§ 8	36(1)(3)&(4)] [§ 87(2)(c)]		
	rch 30, 2020, the New York Ci Claim being filed in regards to		
Squad No.:	15		
Investigator:	Valentina Concha-Toro		March 30, 2020
	Signature	Print Title & Name	Date
Squad Leader: Si	mon Wang		04/15/2020
Squad Leader. <u>Si</u>	Signature	Print Title & Name	Date
Reviewer:	Signature	Print Title & Name	Date